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 21 *Attorneys for Plaintiff Snow Covered Capital, LLC*

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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

24 SNOW COVERED CAPITAL, LLC,

25 Plaintiff,

26 vs.

27 JODI FONFA; EVAN FONFA, an individual  
 28 and in his capacity as the Trustee of THE  
 29 EVAN FONFA 2018 TRUST dated December  
 30 26, 2018; THE EVAN FONFA 2018 TRUST  
 31 dated December 26, 2018; and DOE  
 32 DEFENDANTS I THROUGH X,

33 Defendants.

34 Case No 2L22-CV-01181-CDS-BNW

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**STIPULATION AND ORDER TO**  
**EXTEND TWO SCC RESPONSE DATES**

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 37 Plaintiff Snow Covered Capital, LLC (“SCC”), Defendant Jodi Fonfa, and Defendants Evan  
 38 Fonfa and the Evan Fonfa 2018 Trust (collectively “Evan”), acting by and through their counsel of  
 39 record, hereby stipulate and agree as follows:

1       **WHEREAS**, on or about January 17, 2024, Defendant Jodi Fonfa emailed her “First Set of  
2 Requests for Production” and “First Set of Interrogatories” (collectively the “Jodi Fonfa Discovery  
3 Requests”) to SCC counsel; and

4       **WHEREAS**, in the normal course of events, SCC’s responses to the Jodi Fonfa Discovery  
5 Requests would be due on or about February 16, 2024; and

6       **WHEREAS**, Defendant Evan Fonfa has served his “Motion to Dismiss Second Amended  
7 Complaint” [ECF No. 159] on February 13, 2024; and

8       **WHEREAS**, in the normal course of events, SCC’s response to Evan’s Motion to Dismiss  
9 would be due on February 27, 2024; and

10       **WHEREAS**, SCC’s entire legal team is currently engaged in preparing for a two week trial  
11 before Judge Gordon in *Snow Covered Capital, LLC v. Weidner*, Case No. 19-cv-595 (D. Nev.)  
12 that begins on February 26, 2024, which trial will occupy all of that legal team’s time and energy  
13 from February 26, 2024 to March 8, 2024, inclusive; and

14       **WHEREAS**, SCC will require more time to respond to Jodi Fonfa’s Discovery Requests  
15 and Evan’s Motion to Dismiss; and

16       **WHEREAS**, Defendants Jodi Fonfa and Defendant Evan Fonfa have agreed to allow  
17 Plaintiff SCC up to March 22, 2024 to respond to Jodi Fonfa’s Discovery Requests and Evan’s  
18 Motion to Dismiss,

19       **NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE** that SCC shall have  
20 until Friday, March 22, 2024 to respond to Jodi Fonfa’s Discovery Requests (as defined herein)

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Snell & Wilmer  
L.L.P. —————  
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1 and to respond to Evans' Motion to Dismiss Second Amended Complaint.

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3 Dated: February 16, 2024.

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5 Respectfully submitted,

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<p><u>/s/ James M. Jimmerson</u> James J. Jimmerson, Esq. James M. Jimmerson, Esq. THE JIMMERSOON LAW FIRM, P.C. 415 So. Sixth Street, Suite 100 Las Vegas, NV 89101 <a href="mailto:jimmerson@jimmersonlawfirm.com">jimmerson@jimmersonlawfirm.com</a> <a href="mailto:jmjimmerson@jimmersonlawfirm.com">mjimmerson@jimmersonlawfirm.com</a></p> <p><i>Attorneys for Defendant Jodi Fonfa</i></p> <p><u>/s/ Dana Dwiggins</u> Dana A. Dwiggins, Esq. SOLOMON DWIGGINS &amp; FREER, LTD. 9060 W. Cheyenne Ave. Las Vegas, NV 89129 <a href="mailto:jcrawley@sdfnvlaw.com">jcrawley@sdfnvlaw.com</a> <a href="mailto:ddwiggins@sdfnvlaw.com">ddwiggins@sdfnvlaw.com</a></p> <p><i>Attorneys for Defendants Evan Fonfa; The Evan Fonfa 2018 Trust dated December 26, 2018; and Evan Fonfa as Trustee on behalf of The Evan Fonfa 2018 Trust dated December 26, 2018</i></p>	<p><u>/s/ James D. McCarthy</u> James D. McCarthy (<i>pro hac vice</i>) MaryAnn Joerres (<i>pro hac vice</i>) David Reynolds (<i>pro hac vice</i>) Melissa Marrero (<i>pro hac vice</i>) DIAMOND MCCARTHY, LLP 2711 N. Haskell Ave., Suite 3100 Dallas, TX 75204 Phone: (214) 389-5300 Emails: <a href="mailto:jmccarthy@diamondmccarthy.com">jmccarthy@diamondmccarthy.com</a> <a href="mailto:mjoerres@diamondmccarthy.com">mjoerres@diamondmccarthy.com</a> <a href="mailto:dreyolds@diamondmccarthy.com">dreyolds@diamondmccarthy.com</a> <a href="mailto:melissa.marrero@diamondmccarthy.com">melissa.marrero@diamondmccarthy.com</a></p> <p>-- and --</p> <p>Bob L. Olson (NV Bar No. 3783) SNELL &amp; WILMER L.L.P. 3883 Howard Hughes Parkway, Suite 1100 Las Vegas, NV 89169 Telephone: (702) 784-5200 Facsimile: (702) 784-5252 Emails: <a href="mailto:bolson@swlaw.com">bolson@swlaw.com</a></p> <p><i>Attorneys for Plaintiff Snow Covered Capital LLC</i></p>
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**ORDER**

SCC shall have until Friday, March 22, 2024 to respond to: (1) Jodi Fonfa's Discovery Requests (as defined herein); and to (2) Evan's Motion to Dismiss Second Amended Complaint.

DATED February 16, 2024.

  
UNITED STATES MAGISTRATE JUDGE  
DATED: 2/26/2023

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2 **CERTIFICATE OF SERVICE**  
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4 I, the undersigned, certify that, on February 16, 2024, I caused a true and correct copy of  
5 the foregoing **STIPULATION AND ORDER TO EXTEND TWO SCC RESPONSE DATES**  
6 to be served by transmitting a copy of the same via the CM/ECF system, pursuant to LR IC 4-1,  
7 to those parties participating in that system, and thereby serving the above-referenced document  
8 on the individuals listed below.  
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17 *Attorneys for Defendant Jodi Fonfa*

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24 *Attorneys for Defendants Evan Fonfa; The Evan Fonfa 2018*  
25 *Trust dated December 26, 2018; and Evan Fonfa*  
26 *as Trustee on behalf of The Evan Fonfa 2018 Trust*  
27 *dated December 26, 2018*

28 /s/ James D. McCarthy

1 James D. McCarthy

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